

D.B. CIVIL SPECIAL APPEAL(W)NO.1448/2006

Anand Singh Rajpurohit
Vs.
University of Rajasthan & Ors.

Date of Order :: 24-04-2007

HON'BLE THE CHIEF JUSTICE SHRI S.N.JHA
HON'BLE SHRI JUSTICE MOHAMMAD RAFIQ

Smt. Aradhana Sharma, for the appellant.

The writ petition giving rise to this appeal was filed by the appellant seeking direction upon the respondents to allow him to appear at the IIIrd Semester Examination of the M.C.A. course. The learned Single Judge found that the appellant had failed to clear the requisite papers in terms of Ordinance 226 of the University of Rajasthan, and therefore the relief cannot be granted.

In terms of the relevant clause of the Ordinance, a candidate may be promoted to 2nd year if he has secured at least 40% marks in at least seven papers out of ten prescribed in semester I and semester II taken together. It is the admitted position that the appellant had cleared only five papers and in that view of the matter, he was not eligible to appear at the IIIrd Semester Examination. The learned Single Judge therefore did not commit any error in dismissing the writ petition.

The appeal is dismissed.

[MOHAMMAD RAFIQ], J.

[S.N.JHA], C.J.

Praveen